



Atty. Dkt. No. 043034/0158

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Hidehito KUBO

Title: LOAD BALANCING METHOD AND SYSTEM BASED ON ESTIMATED
ELONGATION RATES

Appl. No.: 09/680,517

Filing Date: 10/06/2000

Examiner: Unassigned

Art Unit: Unassigned

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
Washington, D.C. 20231

Sir:

Submitted herewith on Form PTO-1449 is a listing of documents known to Applicant in order to comply with Applicant's duty of disclosure pursuant to 37 C.F.R. §1.56. A copy of each listed document is being submitted to comply with the provisions of 37 C.F.R. §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 C.F.R. §1.56(b). Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a prima facie prior art reference against the claims of the present application.

CONCISE EXPLANATION OF
RELEVANCE OF EACH DOCUMENT

The relevance of Documents A1 and A2 is described in the present specification. English translations of Documents A1-A3 are not readily available; however, English language abstracts are provided herewith. The absence of such translations does not relieve the PTO from its duty to consider the submitted documents (37 C.F.R. §1.98 and MPEP § 609).

The listed documents are being submitted in compliance with 37 C.F.R. §1.97(b), within three (3) months of the filing date.

Applicant respectfully requests that the listed documents be considered by the Examiner and formally be made of record in the present application and that an initialled copy of Form PTO-1449 be returned in accordance with MPEP § 609.

Respectfully submitted,

Date November 28, 2000

FOLEY & LARDNER
Washington Harbour
3000 K Street, N.W., Suite 500
Washington, D.C. 20007-5109
Telephone: (202) 672-5407
Facsimile: (202) 672-5399

By Phillip J. Artiola *Reg. No.*
for/ David A. Blumenthal *38,819*
Attorney for Applicant
Registration No. 26,257

Form PTO-1449 (MODIFIED)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 043034/0158		SERIAL NO. 09/680,517	
INFORMATION DISCLOSURE CITATION <i>(Use several sheets if necessary)</i>				APPLICANT Hidehito KUBO			
				FILING DATE 10/06/2000		GROUP ART UNIT Unassigned	
U.S. PATENT DOCUMENTS							
EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
FOREIGN PATENT DOCUMENTS							
	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION YES NO
	A1	10-312365	11-1998	Japan			Abstract
	A2	10-27168	01-1998	Japan			Abstract
	A3	7-302242	11-1995	Japan			Abstract
OTHER DOCUMENTS <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>							
	A4	Hisao KAMEDA <i>et al.</i> , "Optimal Load Balancing in Distributed Computer Systems", Springer, pp. 225-233, 1997.					
EXAMINER				DATE CONSIDERED			
* EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include any copy of this form with next communication to applicant.							